

LONG BEACH CITY COUNCIL MEETING

NOVEMBER 2, 2005

CALL TO ORDER

Mayor Ramsey called the meeting to order at 7:03 p.m. and asked for roll call.

ROLL CALL

Robert Strobe, City Administrator, called roll with Mayor Ramsey, C. Cook, C. Luethe, C. Moore and C. Unruh present. C. Zuern was absent.

Robert Strobe, City Administrator, stated to the Mayor he had an additional agenda bill, AB 05-107 Open Record Appeal to be added to the last business item. The item was added.

AB 05-102-1 Hospital CDBG Public Hearing

Mayor Ramsey opened the public hearing. Gail Taylor handed out fact sheets and explained the CDBG and the eligibility requirements. Mayor Ramsey asked for comments, and being none, closed the public hearing.

CONSENT AGENDA

Minutes of October 19, 2005

Payment Approval List for Warrant Registers for \$75,025.15 between 51463 & 51529
Payroll Report for Pay Period Ending 10/15/05, Warrants #39563 thru 39606, for \$62,473.42. **C. Moore made the motion to approve the consent agenda with C. Cook seconding the motion. 4 Ayes 0 Nays 1 Absent, motion passed.**

BUSINESS

AB 05-104 Design Review-Trendwest Resorts, Northwest portion of Sid Snyder Drive

John Schelling, Community Development Director, presented the request for approval to construct an 83 unit, four-story resort with one level parking garage below and an attached reception building. Charles Matschek, architect, presented the design of the building and the alternative building material. **C. Luethe made the motion to approve the design with C. Unruh seconding the motion, 4 Ayes, 0 Nays, 1 Absent, motion passed with the findings and conditions as follows:**

Findings:

- (1) The proposed design is consistent with the Comprehensive Plan.

- (2) The design proposed by the applicant can meet the zoning regulations set forth in Ordinance 797-A if the conditions set forth below are implemented, including the use of alternative building siding materials.**
- (3) The proposed design is consistent with the Design Review Guidebook.**

Conditions:

- (1) The applicant provides a sample of the proposed alternative building siding materials for approval, prior to installation, to comply with Section 5.10.01.02(3) and Section 5.10.05 of the zoning ordinance.**
- (2) Should the applicant choose not to construct the half-street improvement of Shoreview Drive at the time of construction, they applicant can request to pay the City the estimated cost of the improvements with the understanding that the City will construct the improvements when Shoreview develops to the north or south. The improvements will include a half-street, five (5) feet wide sidewalk, curb and gutter, and bike path along the frontage of Shoreview Drive to City standards as outlined in Sections 4.07 and 4.20 of the City of Long Beach Public Works Development Guidelines. The cost estimate for the required improvements will be developed by the applicants engineer and reviewed by the City Engineer.**
- (3) The waste receptacles, HVAC units, and other mechanical equipment are screened from public view utilizing an approved method in Section 5.10.01.02(8).**
- (4) The applicant comply with Section 8.5(2) of the zoning ordinance which requires that new commercial development shall provide a landscape strip an average of five feet in depth but not less than three feet along all property lines abutting public rights-of-way, excluding alleys, ingress and egress points. The required landscape strip shall consist of evergreen and deciduous trees planted not more than thirty feet on center interspersed with large and small shrubs and ground cover. Plantings of shrubs and ground covers shall be chosen and spaced to result in a covering of the landscape strip within two years.**
- (5) The landscaping provided by the applicant meets the requirement set forth in 5.10.01.02(10)(b) to include the two required trees for parking areas with more than 20 spaces.**
- (6) A minimum of four (4) handicapped accessible parking spaces consisting of dimensions of twelve (12) feet by eighteen (18) feet outlined with blue paint be developed on the site. The location of the handicapped accessible spaces shall be in the immediate vicinity of the entrance to the structure and posted with a permanent above grade sign of a color and design approved by the Washington Department of Transportation bearing the international symbol of accessibility.**
- (7) The applicant install a trail or pathway as required in Sections 106 – 108 of the Design Review Guidebook to connect the property to natural features and amenities such as the City of Long Beach Dunes Trail and Boardwalk.**
- (8) The signs proposed by the applicant comply with Sections 9.15 and 9.19(2) of the zoning ordinance and Sections 136 – 141 of the Design Review Guidebook**

- to include signs that are made of wood and paint and do not exceed a total of sign area of 100 square feet (including both sides of two sided signs).
- (9) The applicant installs the four (4) cupolas shown on the submitted building elevations to comply with the requirements found in Section 5.10.01.02(6) of the zoning ordinance.

AB 05-106 Appeal of Atlas SSDP Decision

Jeff Myers, Attorney for the City of Long Beach, explained the City Council conducted a closed records appeal hearing of the Hearings Examiner's decision regarding the Shoreline Substantial Development Permit, November 2, 2005 at 4:00 p.m. Jeff Myers then read into the record the decision. **C. Cook made the motion to adopt the findings by the city council, relative to the Hearing Examiner decision AB 05-106 with C. Unruh seconding the motion. 4 Ayes, 0 Nays, 1 Absent, motion passed.**

AB 05-105 Set the public hearing for 2006 property tax collections and the 2006 Final Budget Hearing

David Glasson, Finance Director, explained by Washington State law the council must hold a public hearing and decide if it wishes to raise taxes for the following year. **C. Cook made the motion to set the public hearing for property tax revenue for November 16, 2005 at 7:00 p.m. and the hearing date for the Final Budget on November 30, 2005 at 4:00 p.m. C. Moore seconded the motion. 4 Ayes, 0 Nays, 1 Absent, motion passed.**

AB 05-107 Request for Open Record Appeal Hearing

John Paul Graff and Katherine O'Neil appealed the Planning Director's decision regarding the Atlas Construction Short Plat application. The staff notified the parties that the hearing would be a closed record hearing held on November 21, 2005, at 4:00 p.m. Subsequently, Graff/O'Neil submitted a request to conduct the appeal as an open record hearing as opposed to a closed record hearing. John Paul Graff presented his request and Diana Tehrani, representing Atlas Construction responded to the request. Jeff Myers provided the City Council with his opinion regarding the request for an open vs. closed record hearing. **C. Moore made the motion to conduct an open appeal hearing November 21, 2005 at 4:00 p.m. with C. Luethe seconding the motion. 4 Ayes, 0 Nays, 1 Absent, motion passed.**

REPORTS AND CORRESPONDENCE

Mayor and City Council

C. Luethe commented that he was pleased with the financial graphs that were provided in the council packets. C. Moore stated that the police department has received money to provide for 160 hours overtime for the Corps of Discovery security. The civil service register has been completed for the vacant positions in the police department and

hopefully will be filled soon. C. Unruh reported the ad committee is considering looking into advertising on TV and radio

Business License – Olde Towne Trading Post, LLC., 910 Pacific Ave. S., gift shop

Business License – Seymour’s Pizza Pond, 1515 Pacific Ave. N., Pizza Parlor

Design Review – Fence – 306 5th Street NE

Design Review – Sign – 910 Pacific Ave. S.

PUBLIC COMMENT

Jerry Phillips stated he needed to voice an opinion of the people in the community that the council should be aware of that involved conflict and good ol’ boy attitudes in regards to Atlas Construction development and Diana Tehrani running for city council. The Mayor and members of the City Council responded to Mr. Phillips, informing him that they did not appreciate his accusations and that they were without merit or basis. Betty Ahern commented on non-conforming signs and is asking that the City allow some flexibility be shown for the new Mexican restaurant coming into town located at the CJ’s restaurant location. John Schelling responded that he had met with the new owners and outlined the requirements, as well as the status of the proposed revisions to the sign regulations. He also stated that the City cannot issue a permit that violates City Code. Richard Weir also responded to the public comment regarding signage. Paul Witherbee, manager of Ocean Lodge, inquired about the permit process for tree cutting. John Schelling responded he is referring to the Critical Land Ordinance and should have the information available shortly. Ben Tehrani responded to Jerry Phillips comment and a heated conversation followed.

BREAK – 10 MINUTES

Training – Joint Training Session – Mayor, City Council, Planning Commission

Mayor Ramsey announced the 10-minute break and thanked everyone for coming.

ADJOURNMENT

C. Luethe made the motion to adjourn at 8:06 p.m. with C. Unruh seconding the motion. 4 Ayes, 0 Nays, 1 Absent, motion passed.

Mayor

ATTEST:

City Clerk